



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
2890 WOODBRIDGE AVENUE
EDISON, NEW JERSEY 08837-3679

Via Electronic Mail To: d.vollenbroich@minervabiolabs.us

Docket No. F-02-2020-5008

Dirk Vollenbroich
Minerva Biolabs Inc.
1 Jill Court, Suite 16, Unit 10
Hillsborough, NJ 08844-1936

Re: NOTICE OF REFUSAL OF ADMISSION

Import of Unregistered Disinfectants, Entry No. DSV-03110597

Dear Mr. Vollenbroich:

In connection with the enforcement of the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA" or the Act), as amended, 7 U.S.C. § 136, et seq., the United States Environmental Protection Agency – Region 2 ("EPA" or the "Region") has examined samples or other evidence with respect to the following shipment:

Product Names: Mycoplasma Off
Mycoplasma Off Refill
Mycoplasma Off Wipes
Mycoplasma Off Wipes Refill
Watershield 10mL
Watershield 50mL
Watershield 500mL

Importer: Minerva Biolabs Inc.

Manufacturer: Minerva Biolabs GmbH

Entry Number: DSV-03110597

Bill Number: ONEYHAMA21093500

Arrival Date: 03/11/20

Entry File Date: 03/17/20

Port of Entry: 4601 – Newark/New York

You were previously notified via a Notice of Detention and Hearing, dated March 26, 2020, that the above-referenced products appear to be out of compliance with the Act and therefore subject to refusal of admission. The March 26, 2020 Notice further afforded you an opportunity to explain why the shipment should not be destroyed or refused entry. No material demonstrating that the products are in compliance with the Act and eligible for entry has been submitted to EPA. On April 16, 2020, you sent an email to Michael Brannick of my staff which acknowledged the products are not registered under FIFRA § 3(a), 7 U.S.C. § 136a(a) and are therefore in violation of FIFRA § 12(a)(1)(A), 7 U.S.C. § 136j(a)(1)(A). You also stated that your company would like to return the imported products to Germany pending the registration of the products.

EPA therefore hereby notifies you that your merchandise has been refused admission. You must export this merchandise, under supervision of the U.S. Customs and Border Protection (CBP) and within ninety (90) calendar days from the date of this Notice or within such additional time as EPA or the District Director of CBP specifies, or dispose of the products. Failure to do so may result in either the destruction of the merchandise as authorized by the Act, or, if the shipment has been released to you under bond, in any action necessary to enforce the terms of said bond.

If you have any questions, please contact Michael Brannick at 732-321-4349 or brannick.michael@epa.gov.

Sincerely,

John Gorman
Chief
Pesticides & Toxic Substances Compliance Branch

cc: Terrance Brennan, U.S. Customs and Border Protection (terrance.m.brennan@cbp.dhs.gov)
Matthew Harris, DSV Air & Sea (matthew.harris@us.dsv.com)